

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
No. 25-cv-22896-JEM**

FRIENDS OF THE EVERGLADES, INC., et al.

Plaintiffs,

v.

KRISTI NOEM, et al.,

Defendants.

**DEFENDANT KEVIN GUTHRIE'S
RESPONSE TO PLAINTIFFS' MOTION TO EXPEDITE**

Plaintiffs, without leave of Court, filed *a sixth* brief in support of their request for an injunction, Doc. 31 (and a *seventh* just yesterday, Doc. 34). In the sixth brief, Plaintiffs express their displeasure and impatience with the Court because they seemingly believe they have a right to direct this Court to proceed at their preferred pace. They do not. The Court is permitted to take the time it needs to study the case, while balancing the hundreds of other important matters on its docket. *See Dep't of Homeland Sec. v. New York*, 140 S. Ct. 599, 600 (2020) (Gorsuch, J., concurring) (noting risks from “rushed” injunctions). That is especially true here. As Plaintiffs concede, their motion does not present an emergency. Doc. 31 at 4 n.8. Nor have Plaintiffs presented a real risk of irreparable harm—a necessary prerequisite for a temporary restraining order or a preliminary injunction. Doc. 16 at 15-20. In any event, Plaintiffs’ latest brief changes nothing. No matter how many times Plaintiffs poke and prod at the Court, they are unable to show their complaint presents a justiciable controversy under NEPA. *Id.* at 9-13. The motion should be denied.

Dated: July 16, 2025

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capacity as Executive Director of the Florida
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CERTIFICATE OF SERVICE

I hereby certify that on July 16, 2025, the foregoing was filed with the Clerk of Court using CM/ECF, which will serve a Notice of Electronic Filing on all counsel of record.

s/ Jesse Panuccio
Jesse Panuccio